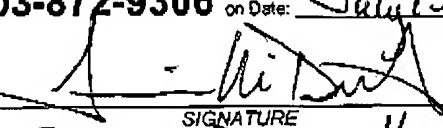


1731

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DATE: 7/15/2004TO: NAME: USPTO: Examiner Dionne A. WallsFAX NO: 703-872-9306FROM: NAME: Sean McDermottTELEPHONE 832-446-2416 FAX 832-446-2424NUMBER OF PAGES, INCLUDING COVER: 14 CHARGE NUMBER: 247-0039US**RE: REPLY TO NON-FINAL OFFICE ACTION DATED
5/20/04****Appl No: 10/714,359**
**Entitled: Device for Filling a Cigarette Tube with a Metered
Amount of Tobacco****Applicant: Larry E. Moser et al.**

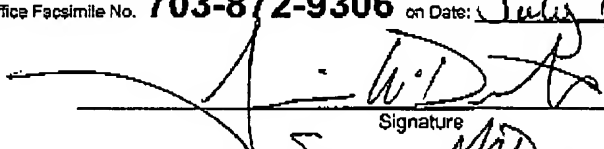
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Typed or Printed Name of Person Signing Certificate	

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:
Larry E. Moser et al.

Serial No.: 10/714,359

Filed: 11/14/2003

For: Device for Filling a Cigarette Tube with a
Metered Amount of Tobacco

CUSTOMER NO. 29855

Group Art Unit: 1731

Examiner: Dionne A. WALLS

Atty. Dkt. No.: 247-0039US

Confirmation No.: 3336

REPLY TO NON-FINAL OFFICE ACTION DATED 05/20/2004

Commissioner for Patents
PO BOX 1450
Alexandria, VA 22313-1450

INTRODUCTORY COMMENTS

The following is in response to the Office Action dated May 20, 2004, for which the three-month shortened statutory period of reply is Aug. 20, 2004. No fees are believed due at this time. The undersigned representative requests any extension of time that may be deemed necessary to further the prosecution of this application. Should any fees be due for any reason, the undersigned representative authorizes the Commissioner to charge any additional fees that may be required, or credit any overpayment, to Deposit Account No. 50-1922/247-0039US.

WONG CABELLO LUTSCH RUTHERFORD & BRUCCULERI, LLP

Serial No.: 10/714,359
Reply to Office Action of May 20, 2004

AMENDMENT

In response to the Office Action dated May 20, 2004, please amend the above-identified application as follows:

- I. **Amendments to the Claims** are reflected in the listing of claims, which begins on page 3 of this paper.
- II. **Remarks In Response to the Office Action** begin on page 12 of this paper.